

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON FEBRUARY 9, 2011, WITH THE FOLLOWING MEMBERS PRESENT: EDWIN H. HUMPHREY, PRESIDENT, ROBERT L. PROUD, VICE PRESIDENT, AND ARCHIE WILSON, MEMBER. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 1:00 P.M. BY THE PRESIDENT OF THE BOARD WITH A PRAYER OFFERED BY DIDI BACON, MINISTER OF THE MT. CARMEL CHRISTIAN CHURCH AND THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 16-11/PAYMENT OF BILLS...ADOPTED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt **Resolution Number 16-11** resolving to approve payment to vendors **in the total amount of \$1,512,315.07** as set forth in the BCC Approval Invoice Report For Checks Dated **February 9, 2011**, Vendor Invoice List Report(s), Items paid by Fund and Check Date Range Report and/or Procurement Card Transaction Report presented by the County Auditor **02/07/2011**, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY/FACILITIES MANAGEMENT DEPARTMENT...CONTRACT FOR MINOR PUBLIC IMPROVEMENT PROJECT WITH HABEGGER CORPORATION FOR THE EMERGENCY REPLACEMENT OF THE VAV CONTROLLERS AT THE CLERMONT COUNTY COMMON PLEAS COURTHOUSE...11-0128-002...EXECUTED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Wade Grabowski, Director, Facilities Management Department, with the concurrence of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, to execute a Contract for Minor Public Improvement Project by and between the Board of County Commissioners, Clermont County, Ohio, and Habegger Corporation, 11413 Enterprise Park Drive, Cincinnati, Ohio 45241 for the Emergency Replacement of the VAV Controllers at the Clermont County Common Pleas Courthouse located at 270 East Main Street, Batavia, Ohio 45103, in accordance with the Scope of Services identified in Exhibit A, attached thereto and made a part thereof, in an amount not to exceed \$17,320.00, which includes all charges and expenses therefore, with said services to be completed within 30 days of contractor's receipt of signed contract and notice to proceed from the Office of Technology, Communications and Security/Facilities Management Department, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY/FACILITIES MANAGEMENT DEPARTMENT...CONTRACT FOR MINOR PUBLIC IMPROVEMENT PROJECT WITH PRESSURE SPRAY,

**INC. FOR THE WASTE OIL HEATER REPLACEMENT FOR
CLERMONT TRANSPORTATION CONNECTION/FLEET
MAINTENANCE DIVISION...11-0128-003...EXECUTED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Wade Grabowski, Director, Facilities Management Department, with the concurrence of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, to execute a Contract for Minor Public Improvement Project by and between the Board of County Commissioners, Clermont County, Ohio, and Pressure Spray, Inc., 4814 Peter Place, Cincinnati, Ohio 45246 for the Waste Oil Heater Replacement for Clermont Transportation Connection/Fleet Maintenance Division located at 4005 Filager Road, Batavia, Ohio 45103, in accordance with the Scope of Services identified in Exhibit A, attached thereto and made a part thereof, in an amount not to exceed \$21,873.99, with said services to be completed within 60 days of contractor's receipt of signed contract and notice to proceed from the Office of Technology, Communications and Security/Facilities Management Department, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
ACCEPTANCE OF THE ELECTRICAL CONTRACT WITH ALLIED
TECHNICAL SERVICES, INC. FOR PROJECT NUMBER 6402-60009
(FKA 651-0044) RELATIVE TO THE NINE MILE WASTEWATER
TREATMENT PLANT BAR RACK REPLACEMENT PROJECT
LOCATED WITHIN PIERCE TOWNSHIP AS COMPLETE AND
APPROVAL OF THE ESTIMATE FOR PARTIAL PAYMENT NUMBER
1, FINAL, RELATIVE THERETO...09-1207-004...RATIFIED**

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie Scheetz, Director, Office of Management and Budget, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Water Resources Department, to accept the Electrical Contract (Contract Number 651-00444) by and between the County of Clermont, Ohio, and Allied Technical Services, Inc., 3460 Mustafa Drive, Cincinnati, Ohio 45241 for Project Number 6402-60009 (fka 651-0044) relative to the Nine Mile Wastewater Treatment Plant Bar Rack Replacement Project located within Pierce Township as Complete as of September 9, 2010, and to approve the Estimate for Partial Payment Number 1, Final, which represents the first and final progress payment in the amount of \$17,995.00 therefore.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

**IN RE: DEPARTMENT OF COMMUNITY PLANNING AND DEVELOPMENT...
PROFESSIONAL SERVICES AGREEMENT WITH THE BOARD OF
HEALTH OF THE CLERMONT COUNTY GENERAL HEALTH
DISTRICT FOR ADMINISTRATION OF THE SEPTIC SYSTEM
REHABILITATION FINANCING PROGRAM IN CONCERT WITH THE
CLERMONT COUNTY COMMUNITY DEVELOPMENT BLOCK
GRANT (CDBG) FORMULA PROGRAM FOR FISCAL YEAR 2010...11-
0128-006...EXECUTED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Scot Lahrmer, Assistant County Administrator, with the concurrence of David L. Spinney, County Administrator, to execute a Professional Services Agreement by and between the Board of Clermont County Commissioners and the Board of Health of the Clermont County General Health District, 2275 Bauer Road, Batavia, Ohio 45103 to administer the Septic System Rehabilitation Financing Program, in concert with the Clermont County Community Development Block Grant (CDBG) Formula Program for Fiscal Year 2010, which was funded in the amount of \$159,500.00, with compensation for the administration therefore not to exceed \$5,000.00, effective 03/01/11 through 12/31/11, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: CLERMONT TRANSPORTATION CONNECTION...CHANGE ORDER NUMBER 2 TO THE CONTRACT WITH PERKINS/CARMACK CONSTRUCTION LLC FOR CONSTRUCTION OF THE CTC FACILITY RENOVATION/IMPROVEMENT PHASE I PROJECT...10-0517-003...EXECUTED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Ben Capelle, Director, Clermont Transportation Connection, with the concurrence of David L. Spinney, County Administrator, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, or in his absence, any other member of the Board of County Commissioners, to execute Change Order Number 2 to the Contract with Perkins/Carmack Construction LLC, 29 High Street, Milford, Ohio 45150, previously ratified by the Board of County Commissioners on 10/06/10 and subsequently amended on 01/12/11, for the construction of the CTC Facility Renovation/Improvement Phase I Project, which represents an increase in the amount of \$20,389.41, for a total adjusted contract price to date of \$538,227.74, for additions, deletions and/or modifications thereto as defined therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...PURCHASE OF SERVICE AGREEMENT WITH BUNKER HILL HAVEN FOR BOYS FOR THE PROVISION OF GROUP HOME SERVICES FOR SAME...11-0128-004...EXECUTED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Michael R. Pride, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute a Purchase of Service Agreement by and between the County of Clermont, Ohio, and Bunker Hill Haven for Boys, 1050 Garner Road, Hamilton, Ohio 45013, for the provision of group home services for boys in the care and/or custody of the Department of Job and Family Services and/or Clermont County Juvenile Court, at the rate of \$85.00 per day, effective upon execution for a period not to exceed twelve (12) months, pursuant to and in compliance with the terms and conditions specified therein and contingent upon the issuance and receipt of a purchase order therefore.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...PURCHASE OF SERVICE AGREEMENT WITH THE CHILDREN'S CENTER OF OHIO, INC. FOR THE PROVISION OF RESIDENTIAL TREATMENT AND INDEPENDENT LIVING SERVICES FOR SAME...11-0128-005...EXECUTED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Michael R. Pride, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute a Purchase of Service Agreement by and between the County of Clermont, Ohio, and The Children's Center of Ohio, Inc., 55 Allison Road, Patriot, Ohio 45658, for the provision of residential treatment and independent living services for boys in the care and/or custody of the Department of Job and Family Services and/or Clermont County Juvenile Court, at the rates of \$150.00 and \$85.00 per day, respectively, effective 01/01/11 through 12/31/11, pursuant to and in compliance with the terms and conditions specified therein *and contingent upon the issuance and receipt of a purchase order therefore.*

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: HUMAN RESOURCES DEPARTMENT...ADMINISTRATIVE SERVICES CONTRACT AND ADDENDUM A TO ADMINISTRATIVE SERVICES CONTRACT WITH DENTAL CARE PLUS, INC. FOR THE PROVISION OF ADMINISTRATIVE FUNCTIONS AND CLAIM SERVICES FOR DENTAL CARE BENEFITS FOR ALL ELIGIBLE COUNTY EMPLOYEES AND THEIR DEPENDENTS FOR FISCAL YEAR 2011, AS WELL AS, THE APPLICATION FOR MASTER GROUP CONTRACT FOR ADMINISTRATIVE SERVICES ONLY RELATIVE THERETO...11-0126-003...EXECUTED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Robert E. Sander, Director, Human Resources Department, with the concurrence of David L. Spinney, County Administrator, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, or in his absence, any other member of the Board of County Commissioners, to execute the Administrative Services Contract and Addendum A to Administrative Services Contract by and between the County of Clermont, Ohio, and Dental Care Plus, Inc., Corporate Woods, 100 Crowne Point Place, Cincinnati, Ohio 45241 for the provision of administrative functions and claim services for dental care benefits for all eligible County employees and their dependents through the Dental Care Plus Plan, at the guaranteed administrative fee of \$4.05 per participant per month, effective 01/01/11 through 12/31/11, with that rate therefore guaranteed to 12/31/13, as well as, the Application for Master Group Contract for Administrative Services Only relative thereto, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: COUNTY ENGINEER...2010 SUMMARY REPORT OF FORCE ACCOUNT PROJECTS PURSUANT TO SECTION 5543.19 OF THE OHIO REVISED CODE...10-0128-004...ACCEPTED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to accept the 2010 Summary Report of Force Account Projects submitted by the Office of the County Engineer, which authorized the County Engineer to employ labor, purchase materials, and proceed by force account in the maintenance, repair, construction, and reconstruction of roads, bridges, and culverts in Clermont County, Ohio, during Calendar Year 2010, pursuant to Resolution Number 27-10 adopted by the Board of County Commissioners on 02/10/10 and in compliance with Section 5543.19 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: COUNTY ENGINEER...RESOLUTION NUMBER 17-11/RESOLUTION AUTHORIZING THE COUNTY ENGINEER TO EMPLOY LABOR, PURCHASE MATERIALS AND PROCEED BY FORCE ACCOUNT IN THE MAINTENANCE, REPAIR, CONSTRUCTION AND RECONSTRUCTION OF ROADS, BRIDGES AND CULVERTS IN CLERMONT COUNTY, OHIO...11-0128-009...ADOPTED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to adopt **Resolution Number 17-11** authorizing the County Engineer to employ labor, purchase materials and proceed by force account in the maintenance, repair, construction, and reconstruction of roads, bridges and culverts in Clermont County, Ohio during Fiscal Year 2011, with the County Engineer to submit the estimates of cost before proceeding with each project to the Board of County Commissioners using the force account assessment form developed by the Auditor of State, pursuant to and in compliance with Section 117.16 and 5543.19 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: COUNTY ENGINEER...BALLACHINO SUBDIVISION/BATAVIA TOWNSHIP...RECORD PLAT NUMBER 629-2698 FOR THE REPLAT OF LOT NUMBER 1 WITHIN SAME...11-0204-004...EXECUTED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Record Plat Number **629-2698** for the Replat of a Lot in the following Subdivision within Batavia Township:

Subdivision	Record Plat Number	Reason for Replat
Replat of Lot Number 1 Ballachino Subdivision Batavia Township	629-2698	To Create New Lot Numbers 9, 10, and 11

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: CLERMONT COUNTY COURT OF COMMON PLEAS/ADULT PROBATION DEPARTMENT...SUBGRANT AWARD AGREEMENT WITH THE OHIO DEPARTMENT OF PUBLIC SAFETY, OFFICE OF CRIMINAL JUSTICE SERVICES RELATIVE TO THE JUSTICE ASSISTANCE GRANT (JAG) PROGRAM ENTITLED INTENSIVE TREATMENT PROGRAM FOR SAME...10-0513-004...EXECUTED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Julie Frey, Director, Clermont County Court of Common Pleas/Adult Probation Department, with the concurrence of David L. Spinney, County Administrator, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, or in his absence, any other member of the Board of County Commissioners, to execute the Subgrant Award Agreement and all documents relative thereto with the Ohio Department of Public Safety, Office of Criminal Justice Services (OCJS), P.O. Box 182632, 1970 West Broad Street, Columbus, Ohio 43218-2632 for funding through the Justice Assistance Grant (JAG) Program for Subgrant Number 2010-JG-C01-6276 entitled Intensive Treatment Program in the amount of \$33,158.40, with the required cash match in the amount of \$11,052.80, to be provided by the Clermont County Mental Health and Recovery Board, for a total program budget of \$44,211.20, for the period of 01/01/2011 through 12/31/2011, for and on behalf of the Clermont County Court of Common Pleas/Adult Probation Department as the designated agency for the administration and implementation thereof, pursuant to and in compliance with the terms and conditions set forth therein and in concert with the Grant Application and the Standard Assurances therefore ratified by the Board of County Commissioners on 05/26/10 and 01/12/11, respectively.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 18-11/RESOLUTION DESIGNATING THE OFFICIAL VOTING REPRESENTATIVE AND ALTERNATE FOR CLERMONT COUNTY, OHIO, FOR THE PURPOSE OF VOTING AT ANNUAL OR SPECIAL MEETINGS OF THE COUNTY COMMISSIONERS' ASSOCIATION OF OHIO IN CALENDAR YEAR 2011...11-0131-001...ADOPTED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to adopt **Resolution Number 18-11** resolving to designate Edwin H. Humphrey as the Official Voting Representative of Clermont County, Ohio, for the purpose of voting at Annual or Special Meetings of the County Commissioners' Association of Ohio in Calendar Year 2011, as well as, to designate Robert L. Proud as the Alternate Voting Representative of Clermont County, Ohio, for same, pursuant to Article IV, Section 6, of the Code of Regulations of the County Commissioners' Association of Ohio.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

**IN RE: BOARD OF COUNTY COMMISSIONERS...FINANCIAL/BUDGETARY
 ACTIONS FOR FISCAL YEAR 2011...APPROVED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Office of Management and Budget, with the concurrence of David L. Spinney, County Administrator, to approve financial/budgetary actions pursuant to Ohio Revised Code Section 5705.40 as they relate to changes in the Annual Appropriation Resolution for Fiscal Year 2011 (Resolution Number 209-10) and/or interfund transactions as outlined in the following table(s) and to authorize Linda Fraley, County Auditor, to properly record same:

BUDGET TRANSFER OF FUNDS:

AMOUNT	FUND NAME & CODE ORGANIZATION DESCRIPTION	FROM FUNCTION- DIVISION-ORG-OBJECT OBJECT DESCRIPTION	TO FUNCTION-DIVISION-ORG- OBJECT (optional ORG DESC.) OBJECT DESCRIPTION
\$ 630.20	General Fund 1000 Sheriff Records & Support	04-19-440000-511200 Regular Salary	04-19-440000-513200 Retirement Payout
\$ 1,089.62	General Fund 1000 Adult Detention Corrections	04-19-432504-511700 Bargaining Unit Salary	04-19-432504-513200 Retirement Payout

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

LET THE RECORD SHOW: That a motion by Mr. Proud, seconded by Mr. Wilson, to approve the minutes of Regular Session of **02/09/11** carried with all members present voting affirmatively thereon.

IN RE: ADJOURNMENT...APPROVED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 1:27 P.M. until the next regularly scheduled session to be held at a later date.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO**

**EDWIN H. HUMPHREY, PRESIDENT
ROBERT L. PROUD, VICE PRESIDENT
ARCHIE WILSON, MEMBER**

JUDITH KOCICA, CLERK OF THE BOARD

DATE APPROVED – 02/09/11